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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
8

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 vs.

12 CHRISTOPHER HOUSLEY
STEVEN MOYER,

13 Defendants.
14

2:22-cr-00161-RFB-VCF

**STIPULATION TO CONTINUE TRIAL
DATES**

(Third Request)

Trial Date: March 27, 2023

15 IT IS HEREBY STIPULATED AND AGREED by and between Jason Frierson, United States
16 Attorney, and Robert Knief, Assistant United States Attorney, counsel for the United States of
17 America, Jess Marchese, counsel for Defendant Christopher Housley and Daniel Hill, counsel for
18 Defendant Steven Moyer, that the calendar call currently scheduled for March 21, 2023 at 1:30 p.m.,
19 and the trial currently scheduled for March 27, 2023 at 9:00 a.m., be vacated and set to a date and time
20 convenient to this Court but no sooner than 90 days after the current dates.

21 The Stipulation is entered into for the following reasons:

- 22 1. Both defendants are out of custody, are aware of this request, and are in agreement
23 with stipulating the trial out.
24 2. Both defense counsel continue to review discovery and prepare for trial.
25 3. The additional time requested herein is not sought for purposes of delay, but
26 merely to allow defense counsel sufficient time to effectively prepare and proffer expert trial
27 testimony.
28

The additional time requested by this Stipulation is excludable in computing the time within which the trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A), considering the factors listed in 18 U.S.C. § 3161(h)(7)(B)(i), (iv).

By: /s/ Robert Knief
 ROBERT KNIEF
Counsel for the Government

By: /s/ Jess Marchese
JESS MARCHESE
Counsel for Christopher Housley

By: /s/ *Daniel Hill*

 DANIEL HILL
Counsel for Steven Moyer

UNITED STATES OF AMERICA,
Plaintiff,
vs.
CHRISTOPHER HOUSLEY
STEVEN MOYER,
Defendants.

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

Based on the pending Stipulation of counsel, and good cause appearing, the Court finds that:

- Additionally, denial of this request for continuance could result in a miscarriage of justice. The additional time requested by this Stipulation is excludable in computing the time within which the trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A), considering the factors listed in 18 U.S.C. § 3161(h)(7)(B)(i), (iv).

The ends of justice served by granting the continuance outweigh the best interest of the public and the defendants in a speedy trial, since the failure to grant the continuance would likely result in a miscarriage of justice, would deny the parties sufficient time and the opportunity to effectively and thoroughly prepare for trial, taking into account the exercise of due diligence.

ORDER

DATED this 6th day of March 2023.

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